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Docket No. 62430-A/JPW/AJM/DRM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jane H. Morse and James A. Knowles
Serial No. : 09/904,380 Examiner: K. Horlick
Filed : July 12, 2001 Art Unit: 1637
For : ROLE OF PPH1 GENE IN PULMONARY HYPERTENSION

1185 Avenue of the Americas
New York, New York 10036
October 10, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

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Sir:

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COMMUNICATION IN RESPONSE TO
SEPTEMBER 10, 2002 RESTRICTION REQUIREMENT

This Communication is submitted in response to the September 10, 2002 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the September 10, 2002 Office Action is due October 10, 2002. Accordingly, this Communication is being timely filed.

In the Office Action, the Examiner restricted pending claims 1-60 to one of the following allegedly distinct inventions under 35 U.S.C. §121:

- I. Claims 1-52 and 56, drawn to methods of detecting bone morphogenic protein receptor-II gene mutations;
- II. Claim 53, drawn to a method of preventing and/or treating Familial Primary Pulmonary Hypertension using a nucleic acid;
- III. Claim 55, drawn to a method of preventing and/or treating Familial Primary Pulmonary Hypertension using a protein;